

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

**Leila Green Little**, et al.,

Plaintiffs,

v.

**Llano County**, et al.,

Defendants.

Case No. 1:22-cv-00424-RP

**MOTION TO EXPEDITE CONSIDERATION OF DEFENDANTS' MOTION FOR  
EXTENSION OF TIME TO RESPOND TO THE PLAINTIFFS' MOTION TO  
EXTEND DISCOVERY DEADLINE**

Earlier today, the defendants filed an opposed motion to extend their deadline for responding to the plaintiffs' motion to extend the discovery deadline (ECF No. 138). Because the defendants' response is currently due on April 7, 2023, the defendants respectfully ask the Court to expedite consideration of this motion so that it can rule on the request to extend the deadline by close of business on April 6, 2023.

The parties have exchanged additional e-mails since the defendants filed their motion for extension of time this morning. But the plaintiffs remain unwilling to consent to the requested 7-day extension. Nor have they plaintiffs explained how the requested extension would prejudice their clients, given the defendants' willingness to extend the new discovery deadline requested by the plaintiffs if this Court eventually grants their motion for extension of the discovery deadline.

The defendants respectfully ask the Court to require the plaintiffs to respond to our motion to extend the deadline for responding to the plaintiffs' motion to extend the discovery deadline by 5:00 P.M. central time on Wednesday, April 5. We will then

file any reply brief by noon central time on Thursday, April 6. The defendants respectfully ask the Court to rule on the motion for extension of time by 5:00 P.M. central time on Thursday, April 6.

We e-mailed the plaintiffs at 3:54 A.M. central time this morning to ask for their position on the motion to expedite, but they did not state their position in their response to our e-mail. *See* Exhibit 2.

A proposed order is attached.

Respectfully submitted.

DWAIN K. ROGERS  
Texas Bar No. 00788311  
County Attorney

MATTHEW L. RIENSTRA  
Texas Bar No. 16908020  
First Assistant County Attorney

Llano County Attorney's Office  
Llano County Courthouse  
801 Ford Street  
Llano, Texas 78643  
(325) 247-7733  
dwain.rogers@co.llano.tx.us  
matt.rienstra@co.llano.tx.us

/s/ Jonathan F. Mitchell  
JONATHAN F. MITCHELL  
Texas Bar No. 24075463  
Mitchell Law PLLC  
111 Congress Avenue, Suite 400  
Austin, Texas 78701  
(512) 686-3940  
(phone)  
(512) 686-3941 (fax)  
jonathan@mitchell.law

Dated: April 4, 2023

*Counsel for Defendants*

### CERTIFICATE OF CONFERENCE

I certify that I e-mailed counsel for the plaintiffs at 3:54 a.m. central time today to request their position on our motion to expedite. Ellen Leonida responded to my e-mail at 1:49 P.M. central time but did not state her position on this motion. Our correspondence is attached as Exhibit 2 to this motion.

/s/ Jonathan F. Mitchell  
JONATHAN F. MITCHELL  
*Counsel for Defendants*

### CERTIFICATE OF SERVICE

I certify that on April 4, 2023, I served this document through CM/ECF upon:

ELLEN V. LEONIDA  
MATTHEW BORDEN  
J. NOAH HAGEY  
MAX BERNSTEIN  
ELLIS E. HERINGTON  
BraunHagey & Borden LLP  
351 California Street, 10th Floor  
San Francisco, CA 94104  
(415) 599-0210  
leonida@braunhagey.com  
borden@braunhagey.com  
hagey@braunhagey.com  
bernstein@braunhagey.com  
herington@braunhagey.com

RYAN A. BOTKIN  
KATHERINE P. CHIARELLO  
MARÍA AMELIA CALAF  
Wittliff | Cutter PLLC  
1209 Nueces Street  
Austin, Texas 78701  
(512) 960-4730 (phone)  
(512) 960-4869 (fax)  
ryan@wittliffcutter.com  
katherine@wittliffcutter.com  
mac@wittliffcutter.com

*Counsel for Plaintiffs*

/s/ Jonathan F. Mitchell  
JONATHAN F. MITCHELL  
*Counsel for Defendants*